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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

Attorney Docket No. 67,500-536

First Inventor Gambino

Title FILLED FOOD PRODUCT

Express Mail Label No. EL604434865US

PTO  
09/21/01  
11046 U.S. PTO  
09/21/01**APPLICATION ELEMENTS**ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

See MPEP chapter 600 concerning utility patent application contents

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages (28)]  
(preferred arrangement set forth below)  
Descriptive title of the invention  
Cross reference to related applications  
Statement regarding Fed sponsored R & D  
Reference to sequence listing, a table, or a  
Computer program listing appendix  
Background of the Invention  
Brief Summary of the invention  
Brief Description of the Drawings  
Detailed description  
Claim(s)  
Abstract of the Disclosure
4. ☒ Drawing(s) (35 USC 113) [Total Sheets (1)]
5. ☒ Oath or Declaration [Total Pages (4)]
  - a. ☒ Unexecuted
  - b. ☐ Copy from a prior application (37 CFR 1.63(d))
    - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
Named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identify of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement ☐ Copies of IDS  
(IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 USC 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data sheet under 37 CFR. 76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application no.: \_\_\_\_\_ / \_\_\_\_\_  
 Prior application information: Examiner \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label

27305

PATENT TRADEMARK OFFICE

or ☐ Correspondence address below

Name	Randall L. Shoemaker				
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Name (Print/Type)	Randall L. Shoemaker	Registration No. (Attorney/Agent)	43,118
Signature		Date	August 21, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231

## CERTIFICATE OF EXPRESS MAIL

I hereby certify that the enclosed paper or fee is being deposited with the United States Postal Service as Express Mail, mail label no.EL604434922US, postage prepaid, in an envelope addressed to BOX PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231 on this 21<sup>st</sup> day of August 2001.

Irene M. Brown

## FEE TRANSMITTAL for FY 2001

*Patent fees are subject to annual revision*

### Complete if Known

Application Number	N/A
Filing Date	Herewith
First Named Inventor	Gambino
Examiner Name	N/A
Group / Art Unit	N/A
Attorney Docket No.	67,500-536

TOTAL AMOUNT OF PAYMENT (\$)**1304.00**

### METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to

Deposit Account No. **08-2789**  
Deposit Account Name **Howard & Howard Attorneys**

☐ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17  
Applicant claims small entity status  
See 37 CFR 127

2. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify) _____					
Other fee (specify) _____					

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	710	201	355	Utility filing fee	\$710.00
102	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL (1)					(\$) <b>710.00</b>

#### 2. EXTRA CLAIM FEES

Extra Claims		Fee from below	Fee Paid
Total Claims	Fee		
53	53-20*= 33	X	594
Indep. Claims	3	3-3**= 0	
Multiple Dependent			

\*\*or number previously paid, if greater, For Reissues, see below

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim, if not paid	
109	80	209	40	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) <b>594.00</b>

Typed or Printed Name	<b>Randall L. Shoemaker</b>	Registration No. (Attorney/Agent)	<b>43,118</b>	Telephone	<b>(248) 645-1483</b>
Signature				Date	<b>August 21, 2001</b>